

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:

Andrew T. Fanelli,

Debtor.

Case No. 16-13411-jkf

Chapter 7

Honorable Jean K. FitzSimon

**STIPULATION AND ORDER REGARDING MOTION OF  
WELLS FARGO BANK, NA FOR RELIEF FROM AUTOMATIC STAY  
UNDER §362 PURSUANT TO BANKRUPTCY PROCEDURE RULE 4001**

**WHEREAS**, on May 13, 2016, Bonnie B. Finkel was appointed Chapter 7 Trustee (the “Trustee”) of the Estate of Andrew T. Fanelli; and

**WHEREAS**, on June 13, 2016, Wells Fargo Bank, NA (the “Movant” or “Wells Fargo” and together with Trustee, the “Parties”) filed a motion requesting termination of the automatic stay and leave from the Court to foreclose on its mortgage on real property owned by Debtor Andrew T. Fanelli (the “Motion”) [Doc. No. 44]; and

**WHEREAS**, the Parties agree it would be in the best interests of the Parties, the Court and judicial economy to enter into this stipulation regarding the adjournment of the hearing scheduled for July 20, 2016 on the Motion for thirty (30) days to allow the Trustee to review this case and the Motion on the terms set forth below.

**NOW THEREFORE, THE PARTIES AGREE, AND THE COURT HEREBY  
ORDERS AS FOLLOWS:**

1. The Motion of Wells Fargo Bank, NA for Relief From Automatic Stay Under §362 Pursuant to Bankruptcy Rule Procedure 4001 is adjourned for thirty (30) days to a date to be determined at the convenience of the Court, with the stay to remain in place in the meantime.

2. The Trustee’s response to the Motion shall be due on or before seven (7) prior to the rescheduled hearing date, which date is \_\_\_\_\_, 2016 at \_\_:\_\_0 \_\_.m. (ET).

3. Other than as set forth herein, all rights of the Parties are reserved.

**McELROY, DEUTSCH, MULVANEY  
& CARPENTER, LLP**  
*Attorneys for Chapter 7 Trustee*

Dated: June 15, 2016

By: /s/ Gary D. Bressler  
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*Attorneys for Movant, Wells Fargo Bank,  
NA*

Dated: June 15, 2016

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**APPROVED AND SO ORDERED:**

Dated:

By: \_\_\_\_\_  
Honorable Jean K. FitzSimon, U.S.B.J.